

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DAMIAN TREFFS,

Plaintiff,

-against-

**STIPULATION AND  
ORDER OF DISMISSAL**

12CV3030 (HB) (KNF)

THE CITY OF NEW YORK, New York City Police  
Department Officer ("P.O.") ODED ELIAV (Shield No. 3532);  
Deputy Inspector ("D.I.") DANIEL MULLIGAN, Sergeant  
("SGT.") JOSEPH MILLER (Shield No. 3580), P.O. DENNIS  
FERRER (Shield No. 2919), Sgt. FRANKLIN TORRES  
(Shield number of said officer not being known to plaintiff at  
this time), Captain ("CPT.") ROWELL, SGT. EDWARD  
MONAHAN (Shield No. 2171), P.O. RAUL SANTOS (Shield  
No. 2329), P.O. RALPH GONZALEZ (Shield No. 9024),  
SGT. RICHARD ROE and P.O. JOHN DOE (the names  
Richard Roe and John Doe being fictitious as the true names  
and shield numbers are not presently known), in their  
individual and official capacities,,

Defendants.

**WHEREAS**, the parties have reached a settlement agreement and now desire to  
resolve the remaining issues raised in this litigation, without further proceedings and without  
admitting any fault or liability;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by  
and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

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MICHAEL A. CARDOZO  
Corporation Counsel of the  
City of New York  
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By:

David Rankin  
*Attorney for Plaintiff*

By:

Andrew Lucas  
*Assistant Corporation Counsel*

SO ORDERED:

Dated: New York, New York  
\_\_\_\_\_, 2013

HON. HAROLD BAER  
UNITED STATES DISTRICT JUDGE